

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FITBIT, INC.,

Plaintiff,

v.

ALIPHCOM D/B/A JAWBONE and
BODYMEDIA, INC.,

Defendants.

Case No. 3:17-cv-01139-WHO

**[PROPOSED] ORDER GRANTING PLAINTIFF
FITBIT, INC.'S MOTION TO DISMISS**

1 THIS COURT, having reviewed Plaintiff Fitbit, Inc.'s Motion to Dismiss, IT IS SO
2 ORDERED:

- 3 1. The motion is GRANTED;
- 4 2. This Case is hereby dismissed with prejudice pursuant to Federal Rule of Civil
5 Procedure 41(a)(2); and
- 6 3. Each party shall bear its own attorneys' fees and costs.

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8 **IT IS SO ORDERED.**

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10 DATED: _____

11 HON. WILLIAM H. ORRICK
12 UNITED STATES DISTRICT COURT JUDGE
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